



Indiana Judicial Nominating Commission
30 South Meridian Street
Suite 500
Indianapolis, IN 46204
(317) 232-4706

APPLICATION
FOR THE
INDIANA TAX COURT

(SEE INSTRUCTIONS)

Deadline – Monday, September 20, 2010

I. Provide your:

A. Full legal name and any former names.

Dan Jacob Carwile

B. Current home and office addresses, including email addresses and telephone numbers.

Home:

Office: Old National Wealth Management
One Main Street
P.O. Box 207
Evansville, Indiana 47702-0207
dan.carwile@oldnational.com

C. Date and place of birth.

January 14, 1954. Anderson, Indiana

II. Complete a State Police release form printed on green paper. Include the release only with the original application and not with the copies.

III. Attach a recent photograph of you to the front of the original application and to each copy of your application.

IV. A. State in what county you currently reside and since what date.

Vanderburgh County since January, 2000.

B. List all previous counties of residence, with dates.

Boone County: 1998 to 1999.
Vanderburgh County: 1985 to 1997.
Hamilton County: 1983 to 1985.
Monroe County: 1980 to 1983.
Wabash County: 1977 to 1980.
Monroe County: 1976 to 1977.
Wabash County: 1972 to 1976.
Madison County: 1954 to 1972.

C. When were you admitted to the Indiana Bar?

Admitted to the Indiana Bar in 1983.

D. Are you currently on active status?

No.

E. What is your attorney number?

1430-49

V. A. List below all colleges and universities you attended other than law schools. Attach a certified transcript from each to the original application and attach copies of each transcript to each application copy. (If your social security number is on your transcripts, redact it before copying.)

<u>School</u>	<u>Dates Enrolled</u>	<u>Degree or Certificate</u>
Manchester College- North Manchester, Indiana	Fall 1972-Spring 1976	Bachelor of Arts
Indiana University-Bloomington	Fall 1976-Spring 1977	
Indiana University- Ft. Wayne	Fall 1978-Spring 1980	
Indiana University- Bloomington	Summer 1981	Masters of Business Administration

B. List below all law schools and post-J.D. programs attended. Attach a certified transcript from each to the original application and attach copies of each transcript to each application copy. (If your social security number is on your transcripts, redact it before copying.)

<u>School</u>	<u>Dates Enrolled</u>	<u>Degree and Class Rank</u>
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C. Describe any academic honors, awards, and scholarships you received and when.

Administrative Editor of the Indiana Law Journal: 1982-1983.

National Moot Court Team: 1982-1983.

American Jurisprudence Award: 1982.

Clerk for the Honorable James Dixon, Monroe County Circuit Court: 1981-1983.

VI. A. Provide your employment history since graduation from college, including titles or positions, locations, and dates.

Old National Wealth Management; Senior Vice President; 2008 to present.
Evansville, Indiana

Integra Bank; Executive Vice President; 2000 to 2008.
Evansville, Indiana

Oxford Financial Advisors; Senior Trust Executive; 1998 to 1999.
Carmel, Indiana

Indiana National Bank; Vice President; 1988 to 1993.
Evansville, Indiana

Bowers, Harrison Kent & Miller; Attorney; 1985 to 1988.
Evansville, Indiana

Bingham, Summers Welsh & Spillman; Attorney; 1983 to 1985.
Indianapolis, Indiana

Peabody Manufacturing; Foreman; Purchasing Agent; 1977 to 1980.
North Manchester, Indiana

B. If applicable, describe the nature and extent of your practice of law, present and former, and provide the names of your partners, associates, office mates, and employers.

My primary practice areas of law were probate administration and estate planning. Three of my colleagues were Joseph H. Harrison, Gerald Moss, and Paul Corsaro.

C. Describe the extent of your jury experience, if any.

None.

D. If applicable, describe the nature and extent of your judicial experience, including a description of your experience presiding over jury trials, if any.

None.

- VII. A. If applicable, list by caption, case number, and filing date up to five of your trial or appellate briefs and/or written judicial opinions.

As a young attorney I participated in one appeal to the Indiana Court of Appeals.
City of Gary v. Kellogg, 519 N.E. 2nd 570 (Ind. App. 3 Dist. 1988).

B. If applicable, list up to five legislative drafts or court rules you have written or to which you contributed significantly. Refer to them by official citation, by date, and by subject matter.

None.

C. If applicable, list up to five of your contributions to legal journals or other legal publications. Provide titles, official citations, and a brief description of the subject matter.

None.

D. Include with your application copies of any four of the written materials listed above in Section VII. A., B., and C. (An adequate sampling can usually be supplied in 75 pages or less.)

Not applicable.

E. Describe the nature and extent of any *pro bono* legal services you have contributed.

Evansville Bar Association Talk to a Lawyer

F. Identify the five most significant legal matters entrusted to you whether as a judge or lawyer, and describe why you believe them to be so.

As a lawyer working for Wealth Management divisions of financial institutions, I have been involved in many complex legal matters. Most of these legal matters remain confidential, as these activities are performed in a fiduciary capacity as trustee. However, there are some significant matters that are of public record, which includes the Clarence Tate Estate and related Tate Trusts. These matters involved complex legal and estate planning, including income and fiduciary tax issues at the state and federal level. This estate and the resulting trusts involved farm properties, as well as management of an active oil company. Furthermore, there were allegations of breach of trust by a prior trustee, and the redress of those breaches.

In addition, I serve as Chairman of the Old National Bancorp Pension and Profit Sharing Committee, the fiduciary committee with responsibilities for the qualified and non-qualified retirement plans of Old National Bancorp and over 3,000 participants. Fiduciary oversight of

these plans requires significant involvement with, and an understanding of ERISA, Internal Revenue Code Section 401(k) plans, and related state and federal tax laws.

Moreover, I serve as Chairman of the Board of Trustees of the Pension Boards of the United Church of Christ (“PBUCC”). The PBUCC offers retirement, health and welfare, and other benefit programs to over 20,000 clergy and lay employees of the United Church of Christ. These programs require significant involvement with, and an understanding of Internal Revenue Code Section 403(b) plans, and related state and federal tax laws.

G. Provide the names, addresses, and telephone numbers of three attorneys who have been your professional adversaries in your practice or who have litigated substantial cases in your court and who would be in positions to comment on your qualifications for appointment to the Indiana Tax Court.

Adversaries-not applicable.

VIII. A. Describe your efforts, achievements, or contributions (including written work, speeches, or presentations) toward the improvement of the law, the legal system, or the administration of justice.

As an active member of the Evansville Bar Association, I have been a regular participant in its programs in the schools, including Moot Court competition for high school students, Law Day presentations to middle school and grade school students, and presentations on Abraham Lincoln at the grade schools, celebrating the 200th anniversary of his birth.

B. Describe your efforts, achievements, or contributions (including written work, speeches, or presentations) concerning civic, political, or social issues.

In the early 1990’s, I was appointed to Evansville Mayor Frank McDonald’s local government consolidation study committee. This was the first attempt to address Evansville and Vanderburgh County government consolidation after the failed Vandy-Gov vote. Another iteration of this committee’s work occurred a few years ago, and the fourth attempt at addressing local government consolidation is currently taking place.

In 2008 and 2009, I chaired the Evansville Bar Association’s fundraising efforts to restore the Superior Courtroom in the Old Vanderburgh County Courthouse. This was done in celebration of the Evansville Bar Association’s 100th anniversary. This restoration project is occurring presently, and is a significant step in preserving our Old Courthouse as a civic treasure.

C. List any memberships and offices you have held in civic or charitable organizations, including dates and descriptions of the purposes of the organizations and of your involvement.

Current Board Member; St. Mary’s Hospital Foundation.

Current Board Member; Arts Council of Southwestern Indiana.

Campaign Chair; Friends of Scouting 100th Anniversary Campaign in 2010.

Current President; Vanderburgh County Redevelopment Authority.

Former Board President; YMCA of Southwestern Indiana.

Former Campaign Committee Member; United Way of Southwestern Indiana.

Former Board President; Legal Aid Society of Evansville, Inc.

Former President and Member; The Rotary Club of Evansville.

Former Treasurer and Board Member; Public Education Foundation of Evansville.

Former Board Member; Girl Scouts of Raintree Council.

D. List any memberships and offices you have held in professional organizations, including dates and descriptions of the purposes of the organizations and of your involvement.

Current Chairman; Pension Boards of the United Church of Christ, a \$3 billion pension and benefit program for pastors and lay employees of the church and its affiliated organizations.

Former President of the Evansville Bar Association and currently a member of the American, Indiana and Evansville Bar Associations.

Former Chairman; Indiana Bankers Association Trust Committee.

Member; Evansville Estate and Financial Planning Council.

Former Member; Evansville Employee Benefit Council.

E. List any memberships you hold in social clubs or organizations. If any restrict its membership on the basis of race, sex, religion, or national origin, please describe your efforts within the organization to eliminate restrictions.

Member of the Evansville Country Club (no membership restrictions).

F. Indicate your experience teaching law, and provide the dates, names of institutions or programs, and a description of the subject matter taught.

I have taught banking classes as an Adjunct Professor at the University of Evansville. I have also been an instructor in trust administration at the Midwest Trust School in Athens, Ohio. I have not taught any law classes.

G. Describe your hobbies and other leisure activities.

My hobbies include reading, exercising, golfing and traveling.

IX. A. Provide names, addresses, and telephone numbers of three professional references other than those listed in Section VII. G.

Mr. John Broadhead
Bamberger, Foreman, Oswald & Hahn
20 NW 4th Street
Evansville, Indiana 47708
812-425-1591

Mr. Joseph H. Harrison
Bowers Harrison
25 NW Riverside Dr.
Evansville, Indiana 47708
812-426-1231

Mr. Mark Samila
Kahn, Dees, Donovan & Kahn
502 Main Street
Evansville, Indiana 47708
812-423-3183

B. Provide names, addresses, and telephone numbers of three personal references other than those listed in VII. G.

Mr. Michael A. Finn
1534 Audubon Drive
Evansville, Indiana 47715

812-305-4284

Mr. Gregory Meyer
400 Scenic Drive
Evansville, Indiana 47715
812-476-0394

Mr. Brett Schultheis
3601 Eastbrooke Drive
Evansville, Indiana 47711
812-479-7312

C. List any lawsuits or legal proceedings in any jurisdiction, including bankruptcies and dissolutions, to which you have been a party. Provide dates, case numbers, names of other parties, and, if needed, a brief explanation.

None.

D. If you ever have been arrested or cited for any violation of the law other than for routine traffic violations, provide dates, jurisdictions, and an explanation of the event and its resolution.

None.

E. If you are or have been a member of the Bar of any other state, identify the jurisdiction and provide dates.

No.

F. If you have been disciplined or cautioned, formally or informally, by the Indiana Supreme Court Disciplinary Commission, by the Indiana Commission on Judicial Qualifications, by the Indiana Supreme Court, or by similar entities in any other jurisdiction, identify each instance by date, case number if applicable, and describe the circumstances and the nature of the outcome or resolution.

No.

G. If you have any outstanding federal, state, or local tax obligations, please itemize and explain.

None.

X. A. Attach a recent statement from your physician describing your general physical condition.

See attached statement from Dr. Kim Volz.

DATE

APPLICANT'S SIGNATURE

PRINTED NAME

WAIVER AND STATEMENT OF CONSENT

The undersigned applicant authorizes the release to the Indiana Judicial Nominating Commission or its staff or agents any records, reports, and documents, whether or not otherwise confidential, which may be requested by the Commission in the performance of its evaluations of candidates pursuant to I.C. § 33-27-3-2. The scope of this authorization extends to, but is not necessarily limited to, requests from the Commission for Federal, State or local tax records, criminal and driving histories from any jurisdiction, attorney and judicial disciplinary records from any jurisdiction, whether pending or closed, and credit reports and histories. The undersigned releases and discharges the Judicial Nominating Commission, its individual members, its employees, agents and representatives, the Indiana State Police, the Indiana Department of Revenue, the Indiana Supreme Court Disciplinary Commission and any other agency or person or their agents or representatives providing information to the Commission from any and all liability arising from the furnishing and use of information concerning the undersigned applicant.

The undersigned agrees and understands that the Indiana Judicial Nominating Commission or its members, agents, or employees, may interview or otherwise consult with members of the legal, judicial, and general community concerning the professional qualifications and the integrity of the applicant, that the name of the applicant will be released by the Commission upon its receipt of the application and this waiver, and that if, pursuant to I.C. § 33-27-3-2(d), the applicant is given further consideration as a candidate after the Commission's initial screening of candidates, or if no such screening occurs and all applicants are considered, the application will be made public. This waiver does not constitute an election by the applicant pursuant to I.C. § 33-27-3-2(g)(3)(C) to authorize the release of investigatory records which are excepted from public inspection pursuant to I.C. § 33-27-3-2(g)(1) and (2).

The undersigned agrees to immediately supplement this application upon any event or circumstance substantially affecting any answer provided in the application.

The undersigned acknowledges having read the Instructions attached to the application.

The undersigned agrees to resign from office or membership in any political organization upon submission of this application.

The undersigned affirms that, if nominated by the Judicial Nominating Commission to the Governor and thereafter appointed to this judicial office, the candidate will accept the appointment.

DATE

APPLICANT'S SIGNATURE

PRINTED NAME